Notice

Environmental Protection Act 1994

Environmental Evaluation

Notice of decision on an environmental report for an environmental investigation

This notice is issued by the administering authority pursuant to section 326G(4) of the Environmental Protection Act 1994 *to advise you that the administering authority has decided to accept an environmental report for an environmental investigation.*

CS Energy Limited
Level 2, HQ (North Tower) 540 Wickham Street
FORTITUDE VALLEY QLD 4006

Your reference: EPPR00536313 | C-CPLRC-100046232 | E-100046349

4 July 2024

Take notice: that under the *Environmental Protection Act 1994* (the Act), a notice of decision to accept an environmental report for an environmental investigation is issued to CS Energy Limited (CS Energy) (you) by the administering authority. The administering authority is the Chief Executive of Department of Environment, Science and Innovation (the department).

The notice of decision to accept an environmental report for an environmental investigation is issued in respect to the activities by CS Energy on land described as Lot 1/RP615528 and Lot 4/SP103557 (the premises).

The decision

The decision to accept an environmental report about a stated matter is based on the following grounds:

1. A notice to conduct or commission an environmental investigation was given to you by the department on 15 December 2021.
2. On 28 February 2022 you submitted a sampling, analysis and quality plan (SAQP) to the department.
3. On 7 September 2022 you submitted a contaminated land investigation document (CLID) to the department.
4. On 10 May 2023 you submitted an addendum SAQP to the department.
5. On 8 March 2024 you submitted an addendum CLID to the department.
6. On 5 April 2024 the department extended the decision period to accept or refuse the environmental report until 5 July 2024.
7. The department is satisfied that the CLID and the addendum CLID (the environmental report) address the relevant matters for the environmental investigation to which the report relates.

Queensland Government

Specific Matters

1. In relation to the environmental report the department notes the following:
    a. The contaminated land auditor was unable to determine the site suitability due to insufficient information at the time the environmental report was submitted;
    b. A human health and ecological risk assessment (HHERA) has been commissioned and this is due to be finalised in July 2024;
    c. Further on-site investigations are required including the need to assess the source of elevated PFAS concentrations in the area of sample location EDC-SED-6 and bore MW84 and the assessment of a potential fugitive seepage pathway from the bore MW84-MW32-MW43 seepage pathway;
    d. Ongoing monitoring of groundwater and surface water locations across the site and within the study area are required;
    e. Remedial actions and ongoing management of contaminated areas of the site are required;
    f. An upstream and offsite PFAS source is contributing to contamination identified in the northern extent of the site.
2. The department holds concerns in relation to the extent of the offsite contamination identified in the environmental report and will assess the need for further assessment and / or management of offsite impacts.

Review and appeal

The provisions regarding reviews of decisions and appeals are found in sections 519 to 539 of the Act.

A person, who is dissatisfied with a decision to refuse to accept the report can apply to have the department review that original decision.

Generally, a request to have a decision reviewed must be made:

- within 10 business days of the decision being notified to the person;
- be supported by enough information to enable the department to decide the application for review; and
- be made using the application form, Application for review of original decision (ESR/2015/1573) available on the Queensland Government website at www.qld.gov.au, using the publication number (ESR/2015/1573) as a search term.

Where an application has been made for a decision to be reviewed, the applicant may also apply to the relevant court for a stay of the decision to secure the effectiveness of the review.

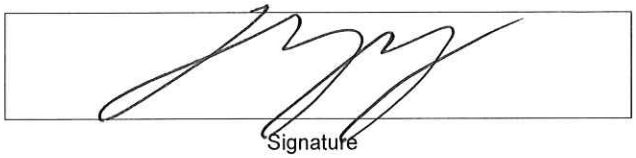
Once the original decision has been reviewed, a person who is dissatisfied with the review decision may be able appeal against that decision to the relevant court within 22 business days after receiving notice of the review decision.

For further information about reviews and appeals see the information sheet, Internal review and appeals (ESR/2015/1742) available on the Queensland Government website at www.qld.gov.au, using the publication number (ESR/2015/1742) as a search term.

A person whose interests are or would be adversely affected by a decision of the department may also be able to request a statement of reasons for a decision or a statutory order review under the *Judicial Review Act 1991*.

You may have other legal rights or obligations and should seek your own legal advice.

Should you have any queries in relation to this notice, please contact Joshua Radloff, Principal Environmental Officer on (07) 4971 6509 or email cwes_gladstone@des.qld.gov.au.



Signature

4 July 2024

Date

Joe Winzenberg

Acting Manager (Compliance)

Delegate of the Chief Executive

Department of Environment and Science

Environmental Protection Act 1994

Enquiries:

Gladstone Compliance Centre

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GLADSTONE QLD 4680

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